

**IN UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS**

SHERMAN DIVISION

DATE: 5/19/2022

DISTRICT JUDGE
Amos L. Mazzant, III

COURT REPORTER: Chris Bickham
COURTROOM DEPUTY: Keary Conrad

Gibson Brands, Inc., a Delaware corporation	4:19CV358
v.	
Armadillo Distribution Enterprises, Inc., Concordia Investment Partners, LLC	
Does 1 through 10	

ATTORNEYS FOR PLAINTIFF	ATTORNEYS FOR DEFENDANT
Stephen Dale Howen, Andrea Bates, Kurt Schuettinger, Keith Slyter, Paralegal: Amanda Slyter	Vic Henry, Anna B. Naydonov, Douglas Rettew, Elyse McNamara, Patrick Rodgers and Emileigh Hubbard

On this day, came the parties by their attorneys and the following proceedings were held in Sherman, TX:

TIME:	MINUTES: Jury Trial - Day 4
8:30 a.m.	Court in session. Court notes appearances.
8:30:01 a.m.	Plaintiff continues video deposition of Dave Berryman.
9:15 am	Plf Exhibit #20 admitted. Plf counsel calls witness, Mike Rock.
9:22 am	Witness, Mike Rock, sworn in. Plaintiff's counsel, Mr. Schuettinger begins direct examination of Mr. Rock.
10:00 am	Mr. Schuettinger moves to offer witness, Mr. Rock as expert. Objection by defense counsel.
10:03 am	Bench conference.
10:08 am	Court takes 15 minute recess.
10:22 am	Court admits Mr. Rock as expert in guitars.
10:23 am	Jury seated. Mr. Schuettinger resumes direct examination of Mr. Rock.
10:34 am	Bench conference.
10:41 am	Mr. Schuettinger resumes direct examination of Mr. Rock.
10:54 am	Cross examination of Mr. Rock by Mr. Henry.

CASE NO. 4:19CV358 DATE: 5/19/2022

PAGE 2 - PROCEEDINGS CONTINUED:

	-
11:22 am	Brief recess.
11:34 pm	Redirect by Mr. Schuettinger.
11:50 am	Recross by Mr. Henry.
11:51 am	Court takes juror questions, none addressed. Bench conference.
11:53 am	Witness excused.
11:54 am	Jury excused for lunch.
1:01 pm	Court in session. Defense counsel raises objection regarding hearsay. Court overrules. Discussion from counsel ensues regarding exhibits..
1:13 pm	Jury seated.
1:14 pm	Plaintiff calls witness, Dean Zelinsky by sworn deposition (read aloud by counsel).
2:25 pm	Dft Exhibits 303, 304, 305 admitted.
2:27 pm	Plf Exhibits 391, 419, 679 admitted.
2:29 pm	Plaintiff calls witness, Cesar Gueikan. Witness sworn in. Direct examination of witness by Ms. Bates.
2:56 pm	Plf Exhibit 790 admitted.
3:00 pm	Plf Exhibit 753 offered.
3:01 pm	Court takes 15 minute recess.
3:17 pm	Court in session. Jury seated. Plf Exhibit 753 admitted.
3:18 pm	Ms. Bates resumes direct examination of witness Mr. Gueikan.
3:37 pm	Plf Exhibit 100 admitted.
3:39 pm	Plf Exhibit 367 admitted.
3:43 pm	Plf Exhibit 754 admitted.
3:44 pm	Cross examination of witness Mr. Gueikan by Mr. Henry.
4:19 pm	Bench conference.
4:22 pm	Cross examination of Mr. Gueikan resumes.
4:55 pm	Jury excused. Court addresses witness and counsel.

CASE NO. 4:19CV358 DATE: 5/19/2022

PAGE 3 - PROCEEDINGS CONTINUED:

	-
5:02 pm	Court adjourned.
	Plaintiff total used: 11:41:38 Defendant total used: 8:55:46 (Parties agree to a 30P/40D split on the Zelinsky excerpts which has been calculated in these totals) Total court time today:
	Plaintiff Exhibits Entered: 20, 62 (only pages of excerpts read into the record), 100, 137, 349, 350, 367, 391, 419, 679, 753, 754, 763, 764, 765, 768, 790 Defendant Exhibits Entered: 128,137, 142, 145, 303, 304, 305, 1504

DAVID O'TOOLE, CLERK

BY: Donna Jones
Courtroom Deputy Clerk